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NO. 376 P.1

OCT 27 2005

Atty Docket No. 089992-000000US

PTO FAX NO.: (571) 273-8300

ATTENTION: Examiner DIACOU, ARI M.

Group Art Unit 3663

OFFICIAL COMMUNICATION
MAIL STOP AMENDMENT

CERTIFICATION OF FACSIMILE TRANSMISSION

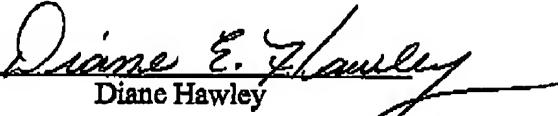
I hereby certify that the following documents in re Application of SHIGERU NAKAGAWA et al., Application No. 10/713,777, filed November 13, 2003 for OPTICAL MODULE AND OPTICAL COMMUNICATION SYSTEM are being facsimile transmitted to the Patent and Trademark Office on the date shown below.

Documents Attached

- 1) Transmittal Form (1 p); and
- 2) Response to Restriction and/or Election Requirement (1 p).

Number of pages being transmitted, including this page: 3

Dated: OCT. 27. 2005


Diane Hawley

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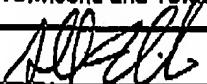
TOWNSEND and TOWNSEND and CREW LLP
Two Embarcadero Center, Eighth Floor
San Francisco, CA 94111-3834
Telephone: (650) 326-2400
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0399

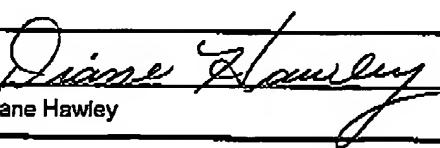
60620795 v1

PTO/SB/21 (09-04)

TRANSMITTAL FORM		RECEIVED CENTRAL FAX CENTER
(to be used for all correspondence after initial filing)		OCT 27 2005
Total Number of Pages in This Submission	2	Attorney Docket Number
		089992-000000US

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
Remarks The Commissioner is authorized to charge any additional fees to Deposit Account 20-1430.		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	Townsend and Townsend and Crew LLP		
Signature			
Printed name	Ardeshir Tabibl		
Date	10/27/05	Reg. No.	48,750

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office, Fax No. (571) 273-8300 on <u>Oct. 27 2005</u> .			
Signature			
Typed or printed name	Diane Hawley	Date	Oct. 27, 2005

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NO. 376 P.3

OCT 27 2005

PATENT
 Attorney Docket No.: 089992-00000US
 Client Ref. No.: PPBA-03045-US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

SHIGERU NAKAGAWA et al.

Application No.: 10/713,777

Filed: November 13, 2003

For: OPTICAL MODULE AND
OPTICAL COMMUNICATION
SYSTEM

Customer No.: 20350

Confirmation No. 8760

Examiner: DIACOU, ARI. M;

Technology Center/Art Unit: 3663

**RESPONSE TO RESTICTION
AND/OR
ELECTION REQUIREMENT**

Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

Sir:

In response to the Office Action mailed September 30, 2005, Applicants respectfully request to elect Species D consisting of claims 1, 4-7 and 12-14.

Please cancel claims 2-3, 8-11 and 15-17.

If the Examiner believes a telephone conference would expedite prosecution of this application, please telephone the undersigned at (650) 752-2424.

Respectfully submitted,

Ardeshir Tabibi
 Reg. No. 48,750

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